

NEWSDAY - 6/5/79

# Police Brutality Alleged In Suffolk

By John McDonald

Criticism of Suffolk County police procedures, which intensified during the recent investigation of the murder of a Smithtown boy, was enlarged this week in a national lawyers' journal.

"When Suspects Are Abused" was the headline on the lead article in The National Law Journal. A smaller headline said: "Allegations of Beatings, Forced Confessions In a N.Y. Suburb Are Widespread; Cases Highlight Perils To Effective Law Enforcement."

The article is one of five stories which contend that the Suffolk Police Department has unusually high rates of confessions in murder cases and that a large number of Suffolk murder convictions are reversed by higher courts.

It further states that since 1976, Suffolk has agreed to pay \$52,100 to six persons who complained of police brutality without admitting guilt in the cases rather than go to trial. County officials say the settlements were less costly than the trials would have been.

Local lawyers, police and prosecutors interviewed yesterday said there are isolated cases of police brutality, but, they said, it does not figure in a substantial percentage of convictions or reversals.

Criticism of police procedures recently resurfaced during the investigation of the April 20 murder of John Pius, 13, of Smithtown. Lawyers for three of the four youths who are suspects in the case say their clients were illegally held for questioning while the police told their parents that the youths were not in custody. The Pius case remains unsolved.

In April, the State Court of Appeals, after reversing some convictions, ordered Suffolk police to devise a system to help lawyers find out if their clients were in custody.

Asked to comment on the article, Frederic Block, president of the Suffolk County Bar Association, said: "I'm not aware of anything that indicates the police department in Suffolk County is any different from the police department in Nassau County or New York City."

"There have never been any complaints to the bar association that I'm aware of regarding brutality or [restriction of lawyers'] access to clients. And this would be a logical repository for such complaints."

Block added that he had "no understanding that this was a widespread problem. By and large, these guys are pretty professional." He said he would submit the articles' allegations to a bar association committee "to establish whether there's any credibility to this. If there is no credibility, the county's reputation is being besmirched."

Suffolk Police Commissioner Donald Dilworth acknowledged that police brutality complaints had increased over the years, but said this was in large measure because the department encourages the complaints. There have been 60 complaints in the first five months of this year. There were 59 during all of last year and 46 in 1977, Dilworth said.

The Suffolk County Human Rights Commission, the article said, has claimed that Suffolk police ignore complaints of brutality.

Dilworth said, "I don't need them for a conscience. If I lack the ability to investigate brutality, fine, but if we are objectively examining the problem, there's no need" for civilian review of police procedures. "I will not tolerate a brutal department," Dilworth said.

The law journal cited seven convictions that it claims were overturned because confessions were taken in the absence of counsel.

Thomas Spota, head of the district attorney's major offense bureau, took issue with the law journal's assertion that 27 of 28 murder cases solved last year involved confessions. Spota refused to comment on six pending cases, but said that incriminating statements were involved in only 16 of the remaining 22. Two defendants made no statements and four made statements saying they were innocent.

SEARCHED	INDEXED
SERIALIZED	FILED
JUN 8 1979	
FBI - BQ	

44-3063-1

b6  
b7C

# Private eye looks for cop brutality

NEW YORK DAILY NEWS

6/8/79

By JERRY CASSIDY

Only two days after Suffolk Police Commissioner Donald Dilworth denied there was "a pattern of brutality in the department," Suffolk County Court Judge Robert Doyle authorized a private investigator to check on alleged police brutality.

Doyle, at the request of attorney William Simon, signed the authorization after Simon claimed his client, Steven Garofolo of Kings Park, needed an investigator but couldn't afford one.

Garofolo had been imprisoned after being convicted of killing a Smithtown woman, Catherine Wilkinson, 19, in a rape attempt in 1975. That conviction was recently overturned in April by the State Court of Appeals because a written confession, obtained apparently

after Garofolo's lawyer had contacted police, was shown to the jury.

A suspect cannot be questioned without his lawyer present if that lawyer has been in touch with police.

Garofolo, who remains in jail on another rape conviction of a Port Jefferson woman, is scheduled for retrial on the murder charge on June 16.

The State Court of Appeals has ordered that the signed confession be omitted from the retrial, but ruled an oral confession, made before the lawyer called, may be used.

Dilworth had held a press conference Tuesday to deny charges of police brutality, after the National Law Journal came out with an article stating that 97% of homicide confessions are obtained by a pattern of brutality dating back a decade.

But Hank Johnson, Suffolk Human

Rights Commissioner, indicated the statistics may be misleading. "I was contacted last month by someone saying he was from the Law Journal," said Johnson, and I told him that 95% of homicide convictions involve alleged unprofessional behavior.

## What it included

Unprofessional behavior included harassment and verbal abuse — cursing at a suspect and so on.

The county has been sued successfully seven times in the past two years on allegations of brutality. But the police maintain that settling the cases out of court did not constitute an admission of wrongdoing but simply was more economically feasible.

The Court of Appeals has overturned five convictions on the basis of improper police behavior, but none because of brutality.

95-25 Queens Boulevard  
Rego Park, New York 11374  
June 8, 1979

Unknown Subjects;  
Allegation of Brutality  
Against Suffolk County Police  
Department, Homicide Squad  
Published in June, 1979 "The  
National Law Journal"  
Civil Rights

Attached hereto is one copy each of the following  
newspaper articles:

- 1) Newsday article of June 5, 1979 captioned,  
"Police Brutality alleged in Suffolk".
- 2) New York Daily News article of June 8, 1979  
captioned, "Private Eye Looks for Cop Bru-  
tality".

As the number 1 article reflects, the June, 1979  
issue of the National Law Journal contained a story titled,  
"Allegations of Beatings, Forced Confessions in a New York  
Suburb are Widespread. . .". The story contended that there  
are an unusually large number of confessions in Suffolk County  
homicide cases which result in an equally unusual high percen-  
tage of convictions. There was a further allegation that a  
substantial number of these convictions are reversed by higher  
courts, presumably because of the alleged brutality.

The article reflects that the above allegations are  
supported by the Suffolk County Human Rights Commission but  
denied by both the Suffolk County Police Department and the  
Suffolk County District Attorneys Office.

4-Bureau  
1-BQMRA (44-NEW)

SEARCHED	INDEXED
SERIALIZED	FILED
JUN 8 1979	

44-3003-2

b6  
b7C



Unknown Subjects;  
Allegation of Brutality  
Against Suffolk County Police  
Department, Et Al

Article number 2 reflects that a Suffolk County District Court Judge had authorized a private investigation into the alleged police brutality. The article further shows that a representative of the Suffolk County Human Rights Commission admitted that the National Law Journal story was "misleading". Court of Appeals records show that none of the overturned Suffolk County homicide convictions were based on police brutality.

Suffolk County Police Commissioner, DONALD DILWORTH, was interviewed by a Federal Bureau of Investigation Agent on June 7, 1979. Commissioner DILWORTH confirmed that there has never been a homicide conviction overturned by virtue of a police brutality complaint against his department. The Suffolk County Police Department Internal Affairs Unit has vigorously investigated all allegations of police brutality and these investigations have conclusively disproven all allegations brought against the homicide squad. He also indicated there has only been one such allegation brought against a homicide detective since 1975.

A review of New York Office indices reflect that in recent years, there have been no complaints made to the Federal Bureau of Investigation alleging brutality on the part of Suffolk County homicide detectives.

On June 8, 1979, the above set of circumstances were made known to Assistant United States Attorney MILES M. TEPPER, Eastern District of New York. It was agreed that the facts did not presently appear to constitute a violation of the Federal Civil Rights Statute.

No further investigation will, therefore, be conducted by the Brooklyn-Queens Office of the Federal Bureau of Investigation.

FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ AIRTEL

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ UNCLAS E F T O  
☐ UNCLAS

Date 6/8/79

6/13

To: Director, FBI

## ATTENTION:

## CRIMINAL INVESTIGATIVE DIVISION

From: SAC, BROOKLYN-QUEENS (44-NEW) (C)

☒ CIVIL RIGHTS SECTION  
☐ DOMESTIC SECURITY AND  
 TERRORISM SECTION  
☐ PERSONAL AND PROPERTY  
 CRIMES SECTION

Subject: UNSUBS; Allegation of Brutality  
 Against Suffolk County Police Depart-  
 ment, Homicide Squad, Published in  
 6/79 "The National Law Journal"

☒ CR ☐ EL ☐ DIH ☐ CRA-64  
☐ DAMV ☐ CAA ☐ PA ☐ PE ☐ PF ☐ E  
☐ EID ☐ Bomb Threats ☐ AP ☐ IWFC ☐ CWAA ☐ FI

Summary of Complaint: 6/79 issue of "The National Law Journal"  
 contained published report of allegations of police brutality  
 against Suffolk County Police Department, Homicide Squad.  
 Investigation by local authorities, subsequent media reports,  
 and FBI investigation failed to disclose any corroboration of  
 alleged brutality. AUSA, EDNY, notified.

INDICES: ☒ Negative ☐ See Summary

## ACTION: UACB:

☒ No further action being taken and  
☐ LHM enclosed  
☐ FD-376 (Enc. to LHM)  
☐ LHM being submitted  
☐ Report being submitted  
☐ Preliminary investigation instituted  
☐ Limited investigation instituted  
☐ Investigation continuing

OPEN (REOPEN)  
 ORIGIN  
 SUIT

CASE  
 DATE  
 SECT

OSM  
 CLOSE ON THIS

"AUTOMATED RECORD"

Copy to:  
 4

☒ USA  
☐ Secret Service  
☐ ATF  
☐ INDEXED  
☐ FILED

44-3003-3

EDNY

JUN 8 1979

2-Bureau (Enc. 4)  
 1-Brooklyn-Queens

Approved: LTS:mn Transmitted

LTS:mn  
 (4)

(Number)

(Time)

H02A

FBI/DOJ

b6  
 b7C

COUNTY OF SUFFOLK



DONALD J. DILWORTH  
POLICE COMMISSIONER

POLICE DEPARTMENT

TITLE

19 July 1979

Special Agent Lawrence Kennedy  
Federal Bureau of Investigation  
Post Office Box 4009  
Garden City, New York 11530

*Unsub. Allegation of  
Boutality Against Suffolk  
County Police Department,  
Homicide Squad, Published  
in 6/79 "The National Law Journal."*

Dear Agent Kennedy:

As per our conversation of 17 July 1979, I am providing you with a numerical count of cases which were reported to us alleging Excessive Use of Force by Police Officers. There are a total of Three Hundred Thirty Three (333) such complaints since 1 January 1975 through 30 June 1979.

The three main sources of such complaints are through the Suffolk County Human Rights Commission, a local based sub-division of the County Executive's Office created by Executive Order. We also receive "Notices of Claim" either directly in the U.S. Mail or forwarded to us from the Suffolk County Attorney's Office. As you know, the General Municipal Law, Section 50E requires that said Notices be filed within Ninety (90) days of the alleged incident or the course of action is lost. Many cases in this category are not pursued by the Attorneys who file them. The category of All Other Sources would include either complaints made in person at one of our six Precincts, made in writing to any Superior Officer and that includes, those made directly by mail to the Police Commissioner's Office. In each of these cases, an Internal Affairs control number has been assigned, an investigation conducted and a report, in writing, made to the complainant of our findings.

If I can be of any further assistance, please do not hesitate to contact me.

AUTOMATED RECORD

Very truly yours,

44-3003-4

DONALD J. DILWORTH

Commissioner

JUL 2 1979

DJD:KTG

Enclosure

OPEN OR REOPEN CASE

ORIG

SUPV

DATE 8/2/79

SECT. CERA

FBI - EQ

Kennedy

JK

b6  
b7C

POLICE DEPARTMENT COUNTY OF SUFFOLK, NEW YORK

INTERNAL CORRESPONDENCE

TO: [REDACTED]  
Deputy Police Commissioner  
FROM: Inspector [REDACTED]  
Commanding Officer - Command #1300  
SUBJECT: Excessive Use of Force Cases

DATE: 19 July 1979 b6  
b7C

COPY TO:

1975

HUMAN RIGHTS:	23
NOTICE OF CLAIM:	30
ALL OTHER SOURCES:	25

TOTAL 78

1976

HUMAN RIGHTS:	18
NOTICE OF CLAIM:	16
ALL OTHER SOURCES:	9

TOTAL 43

1977

HUMAN RIGHTS:	21
NOTICE OF CLAIM:	25
ALL OTHER SOURCES:	5

TOTAL 51

1978

HUMAN RIGHTS:	24
NOTICE OF CLAIM:	59
ALL OTHER SOURCES:	10

TOTAL 93

1979 to 30 June

HUMAN RIGHTS:	26
NOTICE OF CLAIM:	32
ALL OTHER SOURCES:	10

TOTAL 68



FBI

## TRANSMIT VIA:

☐ Teletype☐ Facsimile☒ Airtel

## PRECEDENCE:

☐ Immediate☐ Priority☐ Routine

## CLASSIFICATION:

☐ TOP SECRET☐ SECRET☐ CONFIDENTIAL☐ UNCLAS E F T O☐ UNCLASDate 8/16/79

TO: DIRECTOR, FBI

FROM: SAC, BROOKLYN-QUEENS (44-3003) - P -

SUBJECT: UNSUBS;  
Allegation of Brutality  
Against Suffolk County PD,  
Homicide Squad, Published  
in June, 1979, "The National  
Law Journal"  
CIVIL RIGHTS  
(OO:NY)

ReBQairtel to Bureau, 6/8/79.

This investigation was initially opened and closed  
on referenced airtel.

Subsequently, EDWARD R. KORMAN, USA for the  
EDNY, Brooklyn, NY, contacted the BQMRA advising that  
as a result of an article in the "National Law Journal",  
additional complaints were received alleging brutality  
on the part of the Suffolk County Police Department.

At Mr. KORMAN's request, the Suffolk County Police  
Commissioner DONALD DILWORTH was interviewed and requested to  
furnish a number of complaints alleging excessive use of force  
by members of his department since 1/1/75. DILWORTH  
subsequently advised 333 such complaints were received.  
DILWORTH contends that many of these complaints were generated  
by the Human Rights Commission in Suffolk County to keep the  
commission's budget and appointive positions secure from  
budget cuts by the county.

This case has been reopened by the BQMRA and a  
meeting has been scheduled for 8/28/79, between the USA's  
Office in the EDNY and the SAC, BQMRA.

Bureau will be advised of pertinent developments.

2-Bureau

2-Brooklyn-Queens

LDK:cc

(5)

Approved: \_\_\_\_\_

Transmitted \_\_\_\_\_

(Number)

(Time)

Per \_\_\_\_\_



x Airtel

8/29/79

TO: DIRECTOR, FBI

FROM: SAC, BROOKLYN-QUEENS (44-3003) - P -

SUBJECT: UNSUBS;  
Allegation of Brutality  
Against Suffolk County PD,  
Homicide Squad, Published  
in June, 1979, "The National  
Law Journal"  
CIVIL RIGHTS  
(OO:NY)

ReBQairtel to Bureau, 8/16/79.

On 8/28/79, SAC EDWIN SHARP met with AUSA ZACHARY  
CARTER, the Civil Rights Coordinator for the EDNY and [REDACTED]  
[REDACTED] Trial Attorney, USDJ, Washington, D. C.

b6  
b7C

[REDACTED] advised that she has the primary responsibility  
at the Justice Department for this matter and will be on the  
scene in NY for several months working with the staff at the  
EDNY.

CARTER and [REDACTED] advised that preliminary research  
indicates that approximately 100 allegations of alleged  
brutality on the part of the Suffolk County PD will require  
investigation.

Sufficient personnel of the BQMRA will be assigned  
as needed to insure prompt and adequate coverage to fulfill  
its investigative responsibilities.

Bureau will be kept advised of pertinent  
developments.

2-Bureau  
2-Brooklyn-Queens  
LDK:gc  
(5) *[Signature]*  
1-SRA, GCRA

44-3003-7

SEARCHED	INDEXED
SERIALIZED	FILED
AUG 29 1979	
FBI-NEW YORK	

*[Signature]*

49. That by reason of said joint, several and concurring acts and omissions of the defendants, their agents and/or employees, on information and belief, including arranging for plaintiff's indictment on a totally baseless charge of resisting arrest, for the sole purpose of covering up police brutality, all uniting therein and without fault on plaintiff's part, he was deprived of his freedom and prevented, for a substantial period, from attending to his personal activities, his property was taken from him while he was in custody, his physical and mental health were impaired and other damages referred to above resulted.

50. On information and belief, the acts of defendants, their agents and employees were wilful, concerted, done maliciously and knowingly in furtherance of some purpose, or purposes, personal to one or more of them.

#### Count V

51. The allegations set forth in paragraphs 1. through 50. are incorporated herein by reference.

52. On information and belief heretofore and on or about the 10th day of July, 1975 and thereafter, in the County of Suffolk, the defendants, their agents and/or employees, acting in the County of Suffolk's interest, under color of law or authority, maliciously, wantonly, illegally and without just cause or provocation, engaged in conduct toward the plaintiff and certain of his relatives for the purpose of threatening, harassing and intimidating him and persons in a position to act on his behalf.

53. That, on information and belief, such conduct of the defendants included making threatening remarks to plaintiff's father, depriving plaintiff of necessary medical treatment and, on or about the 29th day of October, 1975, detaining him for over an hour, issuing traffic summonses to him and inquiring about his intention to complain of police brutality.

54. By reason of all the aforesaid joint, several and concurring acts

... NY-14

CONSOLIDATION OF FILES

DATE

9/25/79

9/28

FILE NUMBER

44-3004 *CL*

SUBJECT

*Unsubsg. Police Officer, Suffolk Co., IT, NY,  
Unknown Victim, Civil Rights*

AND

FILE NUMBER

44-3003

SUBJECT

*Unsubsg. Police Officer, Suffolk Co., IT, NY,  
Unknown Victim, Civil Rights*

CONSOLIDATE

44-3004

44-3003

REQUESTED BY AGENT

b6  
b7C

*Cons  
AW*

*OK To  
Consolidate*

44-3003-11

SEARCHED	INDEXED
SERIALIZED	FILED
SEP 25 1979	
FBI-NEW YORK	



UNITED STATES GOVERNMENT

# Memorandum

TO : SAC BROOKLYN/QUEENS (44-3003)

DATE: 9/27/79

FROM : SA [REDACTED] (GCRA)

SUBJECT: UNSUBS;  
ALLEGATIONS OF BRUTALITY AGAINST  
SUFFOLK COUNTY POLICE DEPARTMENT  
HOMICIDE SQUAD, PUBLISHED IN JUNE,  
1979 "THE NATIONAL LAW JOURNAL"  
CR

In view of the extended press coverage currently  
being afforded captioned case, Sub File A will be designated  
for all newspaper clippings.

EJK:mes  
(2)

*11-11-79*

*1cc in Sub 4 File*

*44-3003-12*

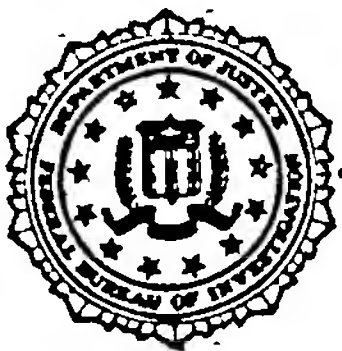
SEP 27 1979



Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

b6  
b7C

b6  
b7C



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

Brooklyn/Queens, New York  
December 21, 1979

In Reply, Please Refer to  
File No.

Unknown Subjects; Allegations  
of Brutality Against Suffolk  
County Police Department,  
Homicide Squad, Published in  
June, 1979, "The National Law  
Journal"  
Civil Rights

On December 20, 1979, Attorney [redacted] was  
contacted. [redacted] advised that his client, [redacted]  
[redacted] would be unavailable, inasmuch as a current State  
Grand Jury is in progress regarding his [redacted] criminal  
charges.

b6  
b7C

[redacted] advised that he would contact this office  
during January, 1980, for an appointment.



44-3003-17

SEARCHED	_____
SERIALIZED	_____ <i>mm</i>
INDEXED	_____
FILED	_____ <i>mm</i>

FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ AIRTEL

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ UNCLAS E F T O  
☐ UNCLAS

Date 12/21/79

To: Director, FBI

## ATTENTION:

CRIMINAL INVESTIGATIVE DIVISION

From: SAC, BROOKLYN/QUEENS (44-3003) (P)

☒ CIVIL RIGHTS SECTION  
☐ DOMESTIC SECURITY AND  
 TERRORISM SECTION  
☐ PERSONAL AND PROPERTY  
 CRIMES SECTION

Subject: UNSUBS; ALLEGATIONS OF BRUTALITY  
 AGAINST SUFFOLK COUNTY PD, HOMICIDE  
 SQUAD, PUBLISHED IN JUNE, 1979,  
 "THE NATIONAL LAW JOURNAL"  
 CR

ReBuairtel to Brooklyn/Queens, 11/5/79.

Enclosed for the Bureau is the original and four  
 (4) copies of an LHM, suitable for dissemination to the US  
 Department of Justice - CRD.

☒ CR ☐ EL ☐ DIH ☐ CRA-64 ☐ PA ☐ PE ☐ PF ☐ E  
☐ DAMV ☐ CAA ☐ AP ☐ IWFC ☐ CWAA ☐ FI  
☐ EID ☐ Bomb Threats

Summary of Complaint:

INDICES: ☒ Negative ☐ See Summary

ACTION: UACB:

☐ No further action being taken and  
☒ LHM enclosed  
☐ FD-376 (Enc. to LHM)  
☐ LHM being submitted  
☐ Report being submitted

(Att: Z.)  
☒ Copy to: ☒ USA, EDNY CARTER  
☐ Secret Service  
☐ ATF  
☐ *mm*

2-Bureau (Enc. 5) ☐ Preliminary investigation instituted  
 2-Bklyn/Qu. ☐ Limited investigation instituted  
☒ Investigation continuing

EJK:mes  
 (4)

Approved: \_\_\_\_\_

Transmitted \_\_\_\_\_

(Number)

(Time)

Per \_\_\_\_\_

FBI/DOJ



F B I

Date: 1/25/80

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Precedence)

To: Director, FBI

## ATTENTION:

From: SAC, BROOKLYN-QUEENS (44-3003)
☐ GENERAL INVESTIGATIVE DIVISION  
☒ CIVIL RIGHTS SECTION  
☐ CRIMINAL SECTION  
☐ INTELLIGENCE DIVISION

Subject: UNSUBS; Allegations of Brutality  
 Against Suffolk County PD, Homicide  
 Squad, Published in June, 1979,  
 "The National Law Journal"  
 CR

Re BQ FD-365, 12/21/79.

☒ CR ☐ EL ☐ DIH ☐ CRA-64☐ PA ☐ PE ☐ PF ☐ E☐ DAMV ☐ DAMV-FR ☐ CAA☐ AP ☐ IWFC ☐ CWAA ☐ FI☐ EID ☐ Bomb Threats ☐ Extremist Matters☐ White Hate ☐ Black

## Summary of Complaint:

Enclosed for the Bureau is the original and four  
 copies of an LHM, suitable for dissemination to the US  
 Department of Justice - CRD.

INDICES: ☒ Negative ☐ See Summary

## ACTION: UACB:

☐ No further action being taken and2-Bureau (Encls. 5) ☒ LHM enclosed☒ Copy to: ☒ USA EDNY1-Brooklyn-Queens ☐ FD-376 (Enc. to LHM)☐ Secret ServiceEJK:cc ☐ LHM being submitted☐ ATF(4) *gpc* ☐ Report being submitted☐ Preliminary investigation instituted☐ Limited investigation instituted☐ Investigation continuing

JAN 28 1980

Approved: \_\_\_\_\_

Sent: \_\_\_\_\_ M

Per: FBI-NEW YORK

Special Agent in Charge



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

Brooklyn-Queens, New York

January 25, 1980

In Reply, Please Refer to  
File No.

Unknown Subjects;  
Allegations of Brutality Against  
Suffolk County Police Department,  
Homicide Squad, Published in June, 1979,  
"The National Law Journal"

[redacted] Attorney at Law, 70 Davis Road,  
Port Washington, New York, advised he has sent all of his  
records concerning [redacted] and [redacted]  
including medical releases obtained from them, to Assistant  
United States Attorney (AUSA) Zachary Carter, Eastern  
District of New York (EDNY) in December, 1979.

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b7C

He advised his client, [redacted] did  
not receive any medical treatment.



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

Brooklyn/Queens, New York  
March 24, 1980

In Reply, Please Refer to  
File No.

Unknown Subjects;  
Allegation of Brutality  
Against Suffolk County  
Police Department Homicide  
Squad, Published in June,  
1979, "The National Law Journal"

On February 28, 1980, [redacted] Deputy  
Police Commissioner, Suffolk County Police Department (SCPD),  
Yanpohk, New York (NY), was contacted relative to furnishing

[redacted] Deputy Commissioner  
[redacted] had previously been contacted by Special Agent (SA)  
[redacted] and he  
agreed to make these available. It is noted that his department  
has been served with a subpoena issued by a Grand Jury in the  
Eastern District of New York (EDNY), Brooklyn, NY, covering all  
of the items requested. b3  
b6  
b7C

Deputy Commissioner [redacted] advised that inasmuch  
as he did not know how much [redacted]

[redacted]  
the premises. [redacted] presently was in the  
possession of the Homicide Division.

Additionally, he advised that he was postponing  
turning over the [redacted] Sergeant [redacted]  
until he received an opinion from the County Attorney, inasmuch  
as he believed it desirable to protect himself from any possible  
liability.

[redacted] turned over to SA [redacted] were, by his  
own admission, incomplete.

5-Bureau  
1-USA, EDNY (Att: [redacted])  
2-Brooklyn/Queens (44-3003)

EJK:mes. *mes yera*  
(8)

44-3003-24  
SEARCHED \_\_\_\_\_  
SERIALIZED \_\_\_\_\_  
INDEXED \_\_\_\_\_  
FILED \_\_\_\_\_  
*mm*  
*mm*

b6  
b7C



Unknown Subjects;  
Allegation of Brutality  
Against Suffolk County Police  
Department Homicide Squad,  
Published in June, 1979,  
"The National Law Journal"

This situation was discussed with Assistant United States Attorney (AUSA) [ ] on March 3, 1980, and [ ] said he would be out-of-town for two weeks commencing March 7, 1980. Upon his return, he indicated he would rely on the formality of the subpoena to have files in the possession of the Suffolk County Police Department delivered to his office or possibly to the Garden City Resident Agency. Additionally, he is of the opinion that he will have [ ] appear before a Grand Jury in the near future.

b3  
b6  
b7C

FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ AIRTEL

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ UNCLAS E F T O  
☐ UNCLAS

Date 3/24/80

To: Director, FBI

ATTENTION:

From: SAC, BROOKLYN/QUEENS (44-3003) (P)

CRIMINAL INVESTIGATIVE DIVISION  
☒ CIVIL RIGHTS SECTION  
☐ DOMESTIC SECURITY AND  
 TERRORISM SECTION  
☐ PERSONAL AND PROPERTY  
 CRIMES SECTION

Subject: UNSUBS; ALLEGATION OF  
 BRUTALITY AGAINST SUFFOLK  
 COUNTY PD HOMICIDE SQUAD,  
 PUBLISHED IN JUNE, 1979 "THE  
 NATIONAL LAW JOURNAL"

Enclosed for the Bureau is the original and four  
 (4) copies of an LHM, suitable for dissemination to the US  
 DOJ-CR Division. Also enclosed are 3 sets of newspaper  
 articles and 2 copies of a letter from the Suffolk County PD.

☒ CR ☐ EL ☐ DIH ☐ CRA-64  
☐ DAMV ☐ PA ☐ PE ☐ PF ☐ E  
☐ EID ☐ Bomb Threats ☐ CAA  
☐ AP ☐ IWFC ☐ CWAA ☐ FI

Summary of Complaint:

Contact with AUSA, EDNY.

INDICES: ☐ Negative ☐ See Summary

ACTION: UACB:

☐ No further action being taken and  
☒ LHM enclosed  
☐ FD-376 (Enc. to LHM)  
☐ LHM being submitted  
☐ Report being submitted  
☐ Preliminary investigation instituted  
☐ Limited investigation instituted  
☒ Investigation continuing

(Att: AUSA)

☒ Copy to: ☒ USA, EDNY☐ Secret Service☐ ATF

2-Bureau (Enc. 10)

2-Bklyn/Queens

EJK:mes

(4)

44-3003-125  
 SEARCHED INDEXED  
 SERIALIZED FILED

MAR 24 1980

Approved: \_\_\_\_\_

Transmitted \_\_\_\_\_ (Number)

Yorker

FBI/DOJ

UNITED STATES GOVERNMENT

# Memorandum

TO :

SAC (44-A-3003) - C -

DATE: 8/26/80

FROM :

SA LAWRENCE D. KENNEDY  
GARDEN CITY RA

SUBJECT:

UNSUBS;  
Allegations of Brutality  
Against Suffolk County Police Dept.  
Homicide Squad Published in  
June, 1979 National Law Journal  
CR  
(OO:BQ)

This investigation was opened at the request of the Bureau with a lead to interview [redacted] an attorney whose practice is confined to civil rights cases and who was prominently mentioned in captioned National Law Journal article.

b6  
b7C

Information was obtained from [redacted] concerning all of his clients and was forwarded to the Bureau and the USA, EDNY, by report.

The Bureau advised BQMRA to open individual cases on those victims mentioned in this report and this was done.

This case is, therefore, being closed administratively since no purpose is served by keeping it in a pending status.



44-3003-31

MM MM  
AUG 28 1980



LDK:CC  
(1)

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan.